

REMARKS

STATUS OF CLAIMS

Claims 1-21 have been pending.

Claims 1-3, 5-8 and 10-21 are rejected under 35 USC 102(e) as being anticipated by Kung (US Patent No. 6,633,635).

Claims 4 and 9 are objected to as being allowable if rewritten in independent form.

Claims 2-4, 6, and 8-17 are amended.

Claims 1, 5 and 7 are cancelled without disclaimer or prejudice.

New claim 22 is added.

Thus, claims 2-4, 6, and 8-22 remain pending for reconsideration, which is respectfully requested.

No new matter has been added in this Amendment. The forgoing rejections are hereby traversed.

OBJECTED TO CLAIMS

Claims 4 and 9 are objected to as being allowable if rewritten in independent form. Therefore, dependent claims 4 and 9 are rewritten into independent form. Further, the patentably distinguishing features of objected to dependent claim 4 are incorporated into independent claim 21. Support for the amended claims 4, 9 and 21, can be found, for example, in paragraph 29 of the present Application.

Therefore, it is understood that claims 2-4, 6, 8-18 and 21 are allowed.

NEW INDEPENDENT CLAIM 22

In contrast to Kung, the claimed present invention as recited in new independent claim 22 provides, "presenting by the call manager ***at least two selectable call handling options***, in response to the held call signal through the apparatus; and handling the held call according to a ***call handling option selected by the user*** through the apparatus and ***provided via the data network to the telephony-network-resident call management server.***" Support for the new claim 22 can be found, for example, in paragraph 29 of the present Application.

INDEPENDENT CLAIMS 19 and 20

Kung cannot anticipate the present claimed invention as recited in dependent claims 6, 16, and independent claims 19 and 20, as follows. The Examiner relies on Kung, column 21, lines 11-20, to reject these claims, which do not disclose or suggest the claimed present invention's, "***automatically pausing and recording a television program*** played through the entertainment system ***when the held call signal is received***," (e.g., independent claim 19).

Kung in column 21, lines 11-20 discloses, "[t]he memory 322 may be variously configured to include one or more field-upgradeable card slots for permitting memory expansion. Certain user may wish to enable higher end application such as near video on demand (e.g., pausing of shows via buffering in memory), video conferencing of multiple users, multi-party conferences, call waiting for multiple parties, etc." Therefore, Kung discloses that the broadband residential gateway 300 allows the user to upgrade memory via inserting additional card. However, Kung does not disclose or suggest the claimed present invention, "***automatically pausing and recording a television program*** played through the entertainment system ***when the held call signal is received***," (e.g., independent claim 19). In other words, Kung simply discloses allowing program pausing by providing memory expansion, but does not does not disclose or suggest the claimed present invention, "***automatically pausing and recording a television program ... when the held call signal is received***" (e.g., independent claim 19).


CONCLUSION

In view of the amendments and remarks presented above, there being no further outstanding objections or rejections, it is respectfully submitted that the application is in condition for allowance, and withdrawal of the rejection of pending claims and allowance of pending claims is respectfully requested. An early action to that effect is courteously solicited.

If there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

Respectfully submitted,
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